

Name Michael Dunsmore
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Deer Lodge MT.
~~Telephone~~ No. 39248-

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June 15 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. OP 10-0293

Michael Dunsmore
(designation of party),

v.

MOTION AND AFFIDAVIT IN SUPPORT
OF MOTION TO PROCEED ON APPEAL
WITHOUT PAYMENT OF FILING FEE

State of Montana, Dept. of Corrections, Corrections Corp. of America
(designation of party).

I move this Court to proceed without payment of the filing fee in this cause,
and I submit this Affidavit in support of my motion.

Michael Dunsmore (state your name) being first duly sworn, depose and
say that I am the Petitioner/Plaintiff (designation of party) in the above-
entitled case; that in support of my application to proceed on appeal without being
required to pay the filing fee, I state that because of my financial condition I am
unable to pay the filing fee; that I believe I am entitled to redress; and that the
issues which I desire to present on appeal are the following:

writ of Habeas - as "titled"
And was filed.

I further swear that the responses which I have made to the questions and instructions below relating to my ability to pay the cost of prosecuting the appeal are true.

1. Are you presently employed? NO

a. If the answer is yes, state the amount of your salary or wages per month and give the name and address of your employer.

b. If the answer is no, state the date of your last employment and the amount of the salary and wages per month which you received.

August 2005, 22.00 per hr.

2. Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, or other source? If the answer is yes, describe each source of income, and state the amount received from each during the past 12 months.

NO

3. Do you own any cash or checking or savings account? If the answer is yes, state the total value of the items owned.

NO

4. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? If the answer is yes, describe the property and state its approximate value.

NO

5. List the persons who are dependent upon you for support and state your relationship to those persons.

Three children - 21000.00 Child Support

I understand that a false statement or answer to any question in this affidavit will subject me to penalties for perjury. Signed under penalty of perjury

28 U.S.C.A. § 1741

Subscribed and sworn to before me this 9 day of June, 2010.

Notary Public for the State of Montana

Residing at _____

My Commission expires _____

SEAL

None Available.